

**CISNEROS DECLARATION**  
**EXHIBIT 2249**  
**REDACTED VERSION**

**To:** Patrice Gautier <pgautier@apple.com>  
**From:** Brian Croll <briancroll@apple.com>  
**Subject:** Google/Apple NDA  
**Attachment:** apple computer - nda - 7.14.04.pdf  
**Date:** Wed, 08 Dec 2004 15:00:08 -0800

---

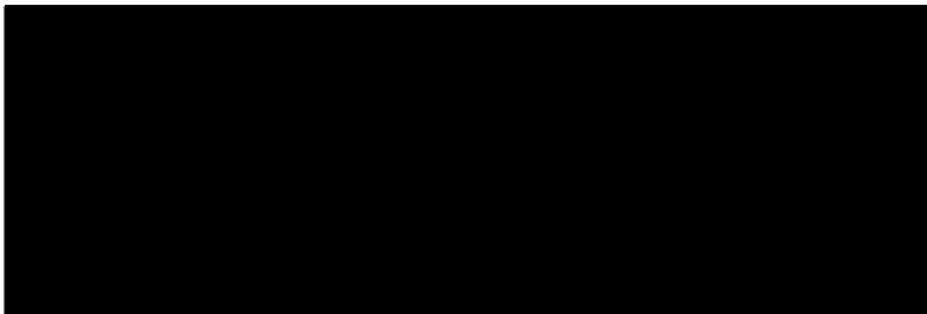
Any news on the NDA to get Google iTunes data?

- Brian

----- Forwarded message -----

From: Jeff Shardell <jeffs@google.com>  
Date: Fri, 3 Dec 2004 12:01:54 -0800  
Subject: Apple NDA  
To: pgautier@apple.com  
Cc: David Alpert <alpert@google.com>, slevy@google.com

Hi Patrice,

A large rectangular area of the page has been completely blacked out, obscuring several lines of text that were likely part of a forwarded message from Jeff Shardell.

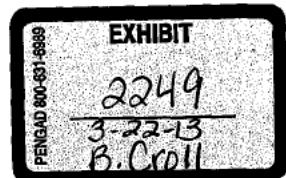
Best regards,

Jeff

--  
Jeff Shardell  
Director, WebSearch and Syndication  
jeffs@google.com

Google Inc.  
1600 Amphitheatre Parkway  
Mountain View CA 94043  
Tel: 650-623-4656  
Fax: 650-618-1711  
Cell: 415-297-5066

--  
Jeff Shardell



2249.1

Director, WebSearch and Syndication  
jeffs@google.com

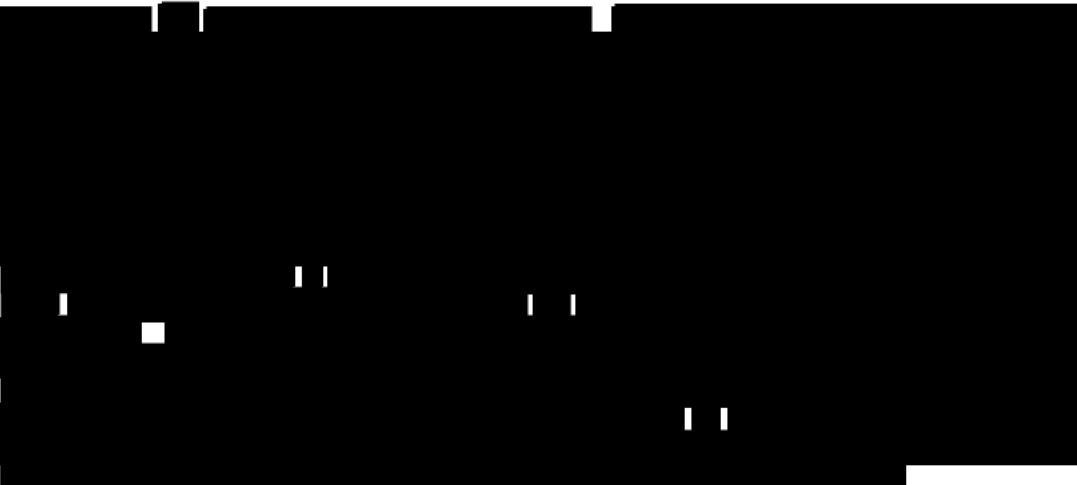
Google Inc.  
1600 Amphitheatre Parkway  
Mountain View CA 94043  
Tel: 650-623-4656  
Fax: 650-618-1711  
Cell: 415-297-5066

SJG 032504  
*Confidentiality Agreement (Mutual)*  
Page 1 of 2

**APPLE COMPUTER, INC.**  
**CONFIDENTIALITY AGREEMENT (Mutual)**

This Confidentiality Agreement (the "Agreement") is entered into and is effective as of July 14, 2004 (the "Effective Date") by and between Apple Computer, Inc., 1 Infinite Loop, Cupertino, California 95014 ("Apple") and Google Inc., 1600 Amphitheater Parkway, Mountain View, CA, 94043 ("Google").

1.



2.



3.



4.



2749.3

JUL-13-2004 14:55

APPLE COMPUTER

1 408 974 1756 P.03/03

SJG 032504  
Confidentiality Agreement (Mutual)  
Page 2 of 2

5.

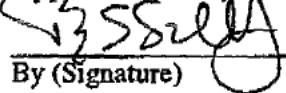
6.

7.

8.

Understood and Agreed to by the duly authorized representatives of the parties:

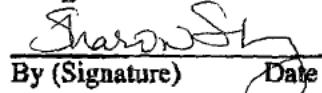
Apple Computer, Inc.

  
By (Signature)

13 July 2004  
Date

Timothy S. SCHAFF, V.P.  
Printed Name and Title

Google Inc.

  
By (Signature)

07/13/2004  
Date

SHARON LEVY, SR CONTRACTS MGR.  
Printed Name and Title

Apple Employee: Return signed original to Legal, M/S 3-I

TOTAL P.03

2299.4